

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

FEDERAL TRADE COMMISSION, et al.,

Plaintiffs,

vs.

SHAD APPELEGATE, et al.,

Defendants.

Case No. 2:18-cv-00035-APG-NJK

Dated: March 13, 2018

NOTICE REGARDING INTENTION TO  
DISMISS PURSUANT TO RULE 4(m)  
OF THE FEDERAL RULES OF CIVIL  
PROCEDURE

To: Plaintiff

The official file in the above-entitled action reflects that the Complaint was filed on 01/09/2018. Federal Rule of Civil Procedure 4(m) provides, in part, as follows:

" . . . If a defendant is not served within 90 days after the complaint is filed, the court – on motion or on its own after notice to the plaintiff – must dismiss the action without prejudice against that defendant or order that service be made within a specified time. But if the plaintiff shows good cause for the failure, the court must extend the time for service for an appropriate period. . . "

To date, there has been no proof of service filed as to: Shad Applegate aka Shad Cottelli, pursuant to Order [16].

Notice is given that this action may be dismissed without prejudice as to above parties unless proof of service is filed with the clerk by 04/12/2018. Service on the party must have taken place prior to the expiration of the time limit set forth in Fed.R.Civ.P. 4(m), or good cause must be shown as to why such service was not made in that period.

Failure to comply with this notice may result in dismissal of the action without prejudice as to said parties.

DEBRA K. KEMPI, CLERK

By: /s/ Tawnee Renfro

Deputy Clerk